IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 26TH MARCH 2007 / 5TH CHAITHRA 1929

WP(C).No. 34628 of 2006(V)

PETITIONER:

P.T. PAUL, AGED 49 YEARS,
S/O. THOMAS, PERIYAPPURATHU HOUSE,KEERAMPARA P.O.,
KOTHAMANGALAM, ERNAKULAM DISTRICT.

BY ADV. SRI.GEORGE ABRAHAM

RESPONDENTS:
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1. KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY ITS SECRETARY, VYDHYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.

2. ASSISTANT ENGINEER,
ELECTRICAL SECTION, KERALA STATE ELECTRICITY BOARD
KEERAMPARA, ERNAKULAM DISTRICT.

3. KUTTAMPUZHA GRAMA PANCHAYAT,
REPRESENTED BY ITS SECRETARY, KUTTAMPUZHA P.O.,
ERNAKULAM DISTRICT.

BY ADV. SRI.JOSE J.MATHEIKEL, SC, KSEB
SRI.K.P.VIJAYAN
SRI.V.M.SYAM KUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) No. 34628/2006 APPENDIX

PETITIONER'S EXHIBITS

Ext.P1: True copy of Agreement dated 30-12-2005 by which petitioner purchased the property

Ext.P2: True copy of ownership Certificate of the property issued to the petitioner by the Kuttampuzha Grama Panchayath

Ext.P3: True copy of Building Tax Receipt dated 31-3-2006 issued to the petitioner by the Kuttampuzha Grama Panchayath

Ext.P4: True copy of Notice dated 27-9-2006 issued by Kuttampuzha Grama Panchayath to the petitioner

Ext.P5: True copy of order dated 11-12-2006 issued by the 2nd respondent to the petitioner to prove the genuineness of the ownership certificate issued by the Panchayath

Ext.P6: True copy of representation submitted by the petitioner dated 20-12-2006

Ext.P7: True copy of communicated dated 20-12-2006 issued by the 3rd respondent

Ext.P8: Photocopy of the building constructed by the Panchayath

Ext.P9: Photo showing buildings adjacent to the petitioner's building

Ext.P10: True copy of residential certificate issued by Kuttampuzha Panchayath to one Tamilselvam

RESPONDENT'S EXHIBITS

Ext.R3(a) True photograph of the new building constructed by the petitioner

Ext.R3(b) : True photograph of the new building constructed by the petitioner

//True Copy//

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K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 34628 OF 2006-V

JUDGMENT

The petitioner has approached this Court, challenging inter alia, Ext.P5 notice, proposing to dismantle the electricity connection given to him on the ground that he obtained the connection using a forged document. He denies the allegation. The petitioner has already submitted Ext.P6 explanation to Ext.P5 notice.

2. I head the learned standing counsel for the K.S.E.B and also the learned counsel appearing for the 3rd respondent Panchayat.

3. The 2nd respondent is directed to take a decision on Ext.P5, considering the objection of the petitioner and also the views of the Panchayat in accordance with law within one month from the date of production of a copy of this judgment. The interim order granted by this Court will remain in force till the decision is taken by the 2nd respondent as directed above.

The Writ Petition is disposed of as above.

26th March, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/